

JAN 23 2008  
**UNITED STATES DISTRICT COURT**  
**SOUTHERN DISTRICT OF NEW YORK**

**08 CV 00565**

-----X  
JOSEPH PROCIDA, derivatively  
on behalf of the Nominal Defendant,

Rule 7.1 Statement

Plaintiff,

--against --

KERRY K. KILLINGER, STEPHEN  
ROTELLA, THOMAS W. CASEY, JAMES B.  
CORCORAN, JOHN F. WOODS, ANNE V.  
FARRELL, STEPHEN E. FRANK, THOMAS  
C. LEPPERT, CHARLES M. LILLIS, PHILIP  
D. MATTHEWS, REGINA T. MONTOYA,  
MICHAEL K. MURPHY, MARY E. PUGH,  
WILLIAM G. REED, JR., ORIN C. SMITH,  
JAMES H. STEVER, and JOHN DOES 1-10,,



Defendants,

--and--

WASHINGTON MUTUAL, INC.,

Nominal Defendant.

-----X

Pursuant to Federal Rule of Civil Procedure 7.1 and to enable District Judges and Magistrates of the Court to evaluate possible disqualification or recusal, the undersigned counsel for plaintiff Joseph Procida (a private non-governmental party) certifies that the following are the corporate parents, affiliates, and/or subsidiaries of said party which are publicly held:

NONE

Dated: January 17, 2008

Roy L. Jacobs (RLJ 0286)